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THE HONORABLE JUDGE BRYAN

*Attorney for Plaintiff*

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT TACOMA**

CHARLES ALBERT LAW,

Plaintiff,

v.

EQUIFAX INFORMATION SERVICES  
LLC, et al.,

Defendants.

NO. 3:21-cv-5924-RJB

**STIPULATED MOTION FOR  
MODIFICATION OF DEADLINE**

**NOTE ON MOTION CALENDAR:  
JUNE 30, 2022**

**I. STIPULATED MOTION**

Pursuant to Local Civil Rule 10(g), Plaintiff and Defendants (collectively, the “Parties”) respectfully request and stipulate to the following modification of the Court’s February 9, 2022 Order (Dkt. 22):

Modify the deadline for disclosure of Expert Witness Disclosures and Reports from July 27, 2022 to August 19, 2022; Modify the deadline for FILING Discovery and Expert motions from September 6, 2022 to September 8, 2022.

**II. AUTHORITY AND ARGUMENT**

Federal Rule of Civil Procedure 16(b) provides that a district court’s scheduling order may only be modified upon a showing of “good cause” and with the judge’s consent. *See also*

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1 *Johnson v. Mammoth Recreations, Inc.*, 975 F.2d 604, 608 (9th Cir. 1992). A party demonstrates  
 2 good cause for the modification of a scheduling order by showing that, even with the exercise of  
 3 due diligence, he or she was unable to meet the timetable set forth in the order. *Id.* at 609. A  
 4 district court has broad discretion in supervising the pretrial phase of litigation and its decision  
 5 to modify a scheduling order will not be disturbed unless there is evidence of a clear abuse of  
 6 discretion. *Zivkovic v. S. Cal. Edison Co.*, 302 F.3d 1080, 1088 (9th Cir. 2002).

7  
 8 Here, the parties are working diligently and are in regular communication to resolve the  
 9 case without time and expense of additional litigation, including investing in experts. Discovery  
 10 is well underway in this matter. Due to the complexity of this case, which is identity theft, and  
 11 the travel and scheduling conflicts of counsel, the parties need a modest extension of time for  
 12 the Expert Disclosure/Report deadlines and motion deadline.

13 The parties believe this is good cause for the requested extensions.

14 Dated this 30<sup>th</sup> day of June, 2022, at Tacoma, Washington.

15  
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*EXPERIAN INFORMATION*

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*Counsel for Defendant Equifax Information  
Services LLC*

**CERTIFICATE OF SERVICE**

I hereby certify under penalty of perjury under the laws of the State of Washington that on the 30<sup>th</sup> day of June, 2022, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to all registered ECF participants in this case.

Dated this 30<sup>th</sup> day of June, 2022 at Tacoma, Washington.

S//SaraEllen Hutchison

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